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PATENT

Attorney Docket Number: 97-0592 (P1570US00)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Tomoson, P. et al.
Serial Number : 09/457,841
Filed : December 9, 1999
Group Art Unit : 2185
Confirmation Number: 8133
Examiner : Du, T.
For : COMPUTER CONFIGURATION RESTORE METHOD
AND APPARATUS

RECEIVED

MAY 02 2003

Technology Center 2100

Assistant Commissioner for Patents
Washington, DC 20231

AMENDMENT AND RESPONSE TO THE OFFICE ACTION DATED
JANUARY 23, 2003

CERTIFICATE OF MAILING 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service April 23, 2003, in a First Class envelope, with sufficient postage thereon, addressed to: Assistant Commissioner for Patents, US PTO, Washington, D.C. 20231.

Penny L. Flint
Penny Flint

DATED April 23, 2003

Sir:

This is in response to the Office Action mailed January 23, 2003, for which the three-month shortened statutory period is set to expire on April 23, 2003. As one (1) independent claim and five (5) dependent claims were added, it is believed that an extra claims fee is due in the amount of \$174.00. While applicant believes that no extension of time is necessary, the Commissioner is hereby authorized to grant any needed extension of time and to charge any additional fees which may be required for this Response, or credit any overpayment to Deposit Account No. 50-0439.

Entry of the following amendments and consideration of the Remarks that follow is respectfully requested.

04/29/2003 HARBELR1 00000136 500439 09457841
01 FC:1201 84.00 CH
02 FC:1202 90.00 CH



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Assistant Commissioner for Patents
 Washington, D. C. 20231

AMENDMENT TRANSMITTAL

 CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

FACSIMILE

[X] deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

[] transmitted by facsimile to the Patent and Trademark Office.

Penny L. Flint
 Penny L. Flint

DATED: April 23, 2003

AMENDMENT TRANSMITTAL

Please find transmitted herewith:

1. *Amendment and Response to the Office Action dated January 23, 2003.*
2. A duplicate copy of this transmittal, transmitted for accounting purposes only.

FEE FOR EXCESS CLAIMS

The fee for claims (37 C.F.R. § 1.16 (b)-(d) has been calculated as shown below:

Independent claims in excess of 3 added:	1 X \$84.00 = \$84.00
Total number of claims in excess of 20 added:	<u>5 X \$18.00 = \$90.00</u>
The total additional fee for claims required is :	<u><u>\$174.00</u></u>

FEE PAYMENT

The Commissioner is authorized to charge Deposit Account N° 50-0439 for the amount of \$174.00. While it is believed that no additional extension of time or any other additional fees are necessary, the Commissioner is hereby authorized to grant any needed extension of time and to charge any additional fees which may be required for this Response, or credit any overpayment to Deposit Account N° 50-0439. A copy of this transmittal is enclosed for accounting purposes.

Please direct all correspondence to:



32709

PATENT TRADEMARK OFFICE

SCOTT RICHARDSON, ESQ.
GATEWAY, INC.
LAW DEPARTMENT, MS Y04
610 GATEWAY DRIVE
N. SIOUX CITY, SD 57049-2000
(605) 232-1967 TELEPHONE
(605) 232-2612 FACSIMILE

DATE: April 23, 2003.

Respectfully Submitted,
Gateway, Inc.,

By: 

Nathan T. Grebasch
Reg.N° 48,600

ATTACHMENTS:

1. *Response to Office Action dated January 23, 2003.*
2. *Copy of this Amendment Transmittal for accounting purposes.*
3. *Return Postcard.*